IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION NO.2305 OF 2006

Uttam Kondiba Kshirsagar & 5 ors. Petitioners
vs.
State of Maharashtra & 3 ors. Respondents

Mr.Owen J. Menezes with Mr.N.Bharatan for the petitioner.

Mr.G.W.Mattos, AGP for respondents 1 & 2.

Mr.Chacko Joseph i/b.Ms.Sheetal S.Kadam for respondent no.3.

CORAM : F.I.REBELLO &
ANOOP V. MOHTA,JJ.

DATED : 9th October, 2006

P.C.

Rule. Heard forthwith.

2. It is the case of the petitioner that he is residing in a chawl known as "BDD chawl" located at Sewri. The Cabinet, it appears had taken a decision in 1999 for reconstruction. That matter was reconsidered by the Government. Subsequent thereto it was under consideration of the Cabinet meeting . The present position is that the views of the Department of Revenue, Public Works Department, Urban Development Department, Finance Department and Planing Department has been called for. The contention of the petitioner is that the buildings are over 80 years old and are in a

dilapidated condition and likely to collapse and in these circumstances direction be given to the respondents to reconstruct the said buildings.

3. Considering what was set out in para 6, it will be appropriate for the various Departments from whom views are sought to submit their views within six months from today. On such decision being received, the Government to take a decision according to law at any rate within reasonable time.

4. Rule is partly made absolute accordingly. There shall be no order as to costs.

(F.I. REBELLO, J.)

(ANOOP V. MOHTA,J.)